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(Original Signature of Member)

117TH CONGRESS  
1ST SESSION

# H. R.

To amend the Afghan Allies Protection Act of 2009 to make 4,000 visas available for the Afghan Special Immigrant Visa program, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

Mr. KINZINGER introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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# A BILL

To amend the Afghan Allies Protection Act of 2009 to make 4,000 visas available for the Afghan Special Immigrant Visa program, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Afghan Allies Protec-  
5 tion Act of 2021”.

6 **SEC. 2. SPECIAL IMMIGRANT VISAS FOR AFGHAN ALLIES.**

7 (a) IN GENERAL.—Section 602(b)(2)(A)(ii) of the  
8 Afghan Allies Protection Act of 2009 (8 U.S.C. 1101

1 note) is amended, in the matter preceding subclause (I),  
2 by inserting “for the first time” after “submitting a peti-  
3 tion”.

4 (b) NUMERICAL LIMITATIONS.—Section 602(b)(3) of  
5 the Afghan Allies Protection Act of 2009 (8 U.S.C. 1101  
6 note) is amended—

7 (1) by striking subparagraph (A) and inserting  
8 the following:

9 “(A) FISCAL YEAR 2021.—

10 “(i) IN GENERAL.—In addition to any  
11 unused balance under subparagraph (F),  
12 for fiscal year 2021, not more than 4,000  
13 principal aliens may be granted special im-  
14 migrant status under this subsection.

15 “(ii) PERIOD OF EMPLOYMENT.—For  
16 purposes of this subparagraph, the period  
17 of employment referred to in paragraph  
18 (2)(A)(ii) shall end not later than Decem-  
19 ber 31, 2023.

20 “(iii) APPLICATION.—For purposes of  
21 this subparagraph, not later than Decem-  
22 ber 31, 2023, a principal alien seeking spe-  
23 cial immigrant status under this subsection  
24 shall submit an application to the Chief of  
25 Mission.”;

1           (2) by striking subparagraph (C) and inserting  
2           the following:

3                   “(C) CARRY FORWARD.—If the numerical  
4           limitation described in subparagraph (A)(i) is  
5           not reached for fiscal year 2021, the numerical  
6           limitation for each subsequent fiscal year shall  
7           be established at a number equal to the dif-  
8           ference between—

9                           “(i) the numerical limitation described  
10                           in subparagraph (A)(i); and

11                           “(ii) the number of principal aliens  
12                           granted special immigrant status under  
13                           this subsection during each fiscal year be-  
14                           ginning in fiscal year 2021.”;

15           (3) in subparagraph (D), by striking “notwith-  
16           standing the provisions of paragraph (C),”; and

17           (4) in subparagraph (F), as amended by this  
18           Act,—

19                           (A) by redesignating clauses (i) through  
20                           (iii) as subclauses (I) through (III), respec-  
21                           tively, and indenting appropriately;

22                           (B) in the matter preceding subclause (I)  
23                           (as so redesignated), in the second sentence, by  
24                           striking “For purposes” and inserting the fol-  
25                           lowing:

1                   “(ii) REQUIREMENTS.—For pur-  
2                   poses”;

3                   (C) in the matter preceding clause (ii) (as  
4                   so designated)—

5                   (i) by striking “exhausted,,” and in-  
6                   serting “exhausted,,”; and

7                   (ii) by striking “In addition” and in-  
8                   serting the following:

9                   “(i) IN GENERAL.—In addition”; and  
10                  (D) by adding at the end the following:

11                  “(iii) UNUSED VISAS.—Any unused  
12                  balance under this subparagraph shall be  
13                  added to the number under subparagraph  
14                  (A)(i) for use in fiscal year 2021.”.

15                  (c) CONVERSION OF PETITIONS.—Section 2 of Public  
16 Law 110–242 (8 U.S.C. 1101 note) is amended by strik-  
17 ing subsection (b) and inserting the following:

18                  “(b) DURATION.—The authority under subsection (a)  
19 shall expire on the date on which the numerical limitation  
20 specified under section 1244 of the National Defense Au-  
21 thorization Act for Fiscal Year 2008 (Public Law 110–  
22 181; 8 U.S.C. 1157 note) is reached.”.